

Exhibit D

1 UNITED STATES DISTRICT COURT
2 EASTERN DISTRICT OF MICHIGAN
3 SOUTHERN DIVISION
4

5 JOSEPH JERMANO and DORY ANN
6 JERMANO, as parents and natural
7 guardian of MIA JERMANO, et al,
8 Plaintiffs,

9
10 -vs- Case No. 13-CV-10610

11
12 GRACO CHILDREN'S PRODUCTS, INC.,
13 Defendant.

14 _____/

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17 DEPONENT: HEATHER THIBODEAU
18 DATE: Thursday, August 21, 2014
19 TIME: 9:59 a.m.
20 LOCATION: COMFORT INN
21 6500 East Albain Road
22 Monroe Charter Township, Michigan
23 REPORTER: Karen Fortna, CRR/RMR/RPR/CSR-5067
24 JOB NO: 216697-A

25

1 APPEARANCES:

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3 THOMAS, GARVEY & GARVEY

4 By: Mr. Andrew J. Miller

5 24825 Little Mack Avenue

6 St. Clair Shores, Michigan 48080

7 586.779.7810

8 Appearing on behalf of the Plaintiffs

9

10 SCHIFF HARDIN

11 By: Mr. Davin M. Reust

12 233 South Wacker, Suite 6600

13 Chicago, Illinois 60606

14 312.258.5500

15 Appearing on behalf of the Defendant

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I N D E X

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3 W I T N E S S

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Examination by Mr. Reust

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Examination by Mr. Miller

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Further examination by Mr. Reust

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E X H I B I T S

EXHIBIT

DESCRIPTION

PAGE

None offered.

1 A. I mean, no, I do not -- I mean, my brother was by
2 himself while I was at school. I do not believe he
3 drank alcohol because he doesn't really drink
4 alcohol too often, but I couldn't -- I couldn't
5 vouch for that, I wasn't there.

6 **Q. Okay. I appreciate that. Do you know if anyone in**
7 **your vehicle was on any kind of controlled**
8 **substance?**

9 A. Not -- I believe that nobody was on anything at the
10 time. I know my brother smoked -- at the time was
11 smoking marijuana; I don't know if he was smoking
12 it like before we drove. I know he wasn't smoking
13 it while we were driving, but like I said, I can't
14 tell you what he did earlier in the day.

15 **Q. Why do you say you believe he may have smoked**
16 **marijuana earlier that day?**

17 A. Because he smoked a lot.

18 **Q. Okay. When you say "a lot," what do you mean?**

19 A. I mean, he probably smoked on a daily basis. I
20 mean, like I said, I was in high school, I wasn't
21 there in the morning. If I was there, usually he
22 was sleeping or drawing.

23 **Q. When you got to your home or when you asked your**
24 **brother to give you a ride, did he smell like he**
25 **had been smoking marijuana?**